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**FISCAL IMPACT STATEMENT**

**LS 7151**

**BILL NUMBER:** HB 1302

**NOTE PREPARED:** Jan 7, 2009

**BILL AMENDED:**

**SUBJECT:** Behavioral Health Program.

**FIRST AUTHOR:** Rep. Pryor

**FIRST SPONSOR:**

**BILL STATUS:** As Introduced

**FUNDS AFFECTED:** X GENERAL  
DEDICATED  
FEDERAL

**IMPACT:** State & Local

**Summary of Legislation:** This bill requires the Department of Child Services, in cooperation with the Department of Education and the Division of Mental Health and Addiction, to develop and coordinate the Behavioral Health Program to provide comprehensive mental health and behavioral health services, early intervention, wraparound treatment services, and behavioral support for certain children. The bill requires that the Behavioral Health Program must include certain procedures and guidelines.

**Effective Date:** July 1, 2009.

**Explanation of State Expenditures:** This bill requires the Department of Child Services (DCS), the Department of Education (DOE), and the Division of Mental Health and Addiction (DMHA) to work in partnership to develop and coordinate a behavioral health program that will provide (1) comprehensive mental and behavioral health services, (2) early intervention, (3) family-based wraparound services, and (4) positive, school-based behavioral support for individuals under the age of 19 that exhibit signs they are at risk of academic failure, school discipline, or involvement in the juvenile justice system. The bill will increase the workload of DCS, DOE, and DMHA to work in conjunction to establish procedures and guidelines for the program required in the legislation.

The funds and resources required above could be supplied through a variety of sources, including the following: (1) existing staff and resources not currently being used to capacity; (2) existing staff and resources currently being used in another program; (3) authorized, but vacant, staff positions, including those positions that would need to be reclassified; (4) funds that, otherwise, would be reverted; or (5) new appropriations. Ultimately, the source of funds and resources required to satisfy the requirements of this bill will depend upon legislative and administrative actions.

**Background Information:** DOE reverted \$28.5 M and DCS reverted \$7.1 M to the General Fund at the end of FY 2008. DMHA did not revert any money to the General Fund in FY 2007, but reverted \$500,000 in FY 2008. [Note: The \$500,000 DMHA reverted to the General Fund in FY 2008 was from Community Mental Health Centers not meeting performance targets established by DMHA. Assuming that Community Mental Health Centers reach their performance targets this fiscal year, it is unknown if DMHA will again revert a similar amount.]

DOE reports that procedures for identifying and treating those with behavioral disorders are largely left to the local school corporations to establish, but that schools are required to have some procedures put into place as stated in the State Board of Education's Student Services Rule, 511 I.A.C. 4-1.5-1 et. seq. However, there is no statewide, uniform policies and procedures for behavioral health programs.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** The bill requires DMHA, DOE, and DCS to establish procedures and guidelines so that schools can help individuals receive needed mental health services. Schools will be required to provide school-based behavioral support and counseling, and school personnel involved in the program will also receive training required in the legislation. These program requirements will increase the workload of school personnel and would require schools to provide necessary programming unless programming is already available. Increases in workload are indeterminable and would depend on the program requirements established by DOE, DMHA, and DCS.

**Explanation of Local Revenues:**

**State Agencies Affected:** DMHA, DOE, DCS.

**Local Agencies Affected:** Local school corporations.

**Information Sources:** Joel Hand, DOE; Cathy Boggs, DMHA.

**Fiscal Analyst:** Bill Brumbach, 232-9559.